

RESOLUTION NUMBER R- 314610DATE OF FINAL PASSAGE MAR 10 2023

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DETERMINING THAT THE AWARD AND EXECUTION OF THE CONSULTANT AGREEMENT WITH HAZEN AND SAWYER TO PROVIDE PROFESSIONAL DESIGN AND CONSTRUCTION SUPPORT SERVICES FOR THE OTAY 2<sup>ND</sup> PIPELINE PHASE 5 REPLACEMENT PROJECT IS STATUTORILY EXEMPT FROM CEQA PURSUANT TO STATE CEQA GUIDELINES SECTION 15262.

WHEREAS, on December 13, 2021, the City issued a Request for Proposal (H2225964) to solicit professional engineering services for the Otay 2nd Pipeline Phase 5 Project; and

WHEREAS, seven firms submitted proposals and Hazen and Sawyer was selected based upon their qualifications in accordance with Council Policy 300-07; and

WHEREAS, the City now desires to award a consultant agreement with Hazen and Sawyer for professional design and construction support services and design support services for the Otay 2nd Pipeline Phase 5 Project (Agreement); and

WHEREAS, within the California Environmental Quality Act (CEQA) (Public Resources Code section 21000, *et seq.*), Public Resources Code section 21084 states that the CEQA Guidelines (California Code of Regulations, Title 14, Chapter 3, Section 15000, *et seq.*) adopted by the California Office of Planning and Research under Public Resources Code section 21083 shall list those classes of projects which have been determined not to have a significant effect on the environment and which shall be exempt from CEQA; and

WHEREAS, California Public Resources Code section 21084, which is a part of CEQA, states that the CEQA Guidelines shall list those classes of projects which have been determined not to have a significant effect on the environment and which shall be exempt from CEQA; and

WHEREAS, pursuant to that authority, CEQA Guidelines sections 15260 through 15285 list the statutory CEQA exemptions promulgated by the California State Legislature; and

WHEREAS, City staff has established that the Agreement for professional design and construction support services (Project) is statutorily exempt from CEQA pursuant to CEQA Guidelines section 15262 entitled "Feasibility and Planning Studies"; and

WHEREAS, the San Diego City Council (Council) has considered the potential environmental effects of the Project; and

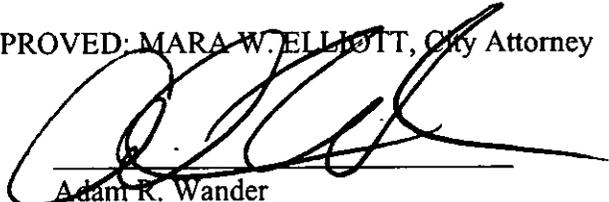
WHEREAS, the Council, using its independent judgment, has determined that the Project will not have a significant effect on the environment because it meets the requirement of CEQA Guidelines section 15262, in that it is a project involving only a feasibility or planning study for possible future actions; and

WHEREAS, the Council has held a public hearing, and has reviewed and considered the written and verbal testimony and evidence presented at or before the public hearing, regarding the subject matter of this Resolution; and

WHEREAS, the Office of the City Attorney has drafted this resolution based on the information provided by City staff with the understanding that this information is complete, true, and accurate; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Project will not result in a significant effect on the environment and is statutorily exempt from CEQA under CEQA Guidelines section 15262.

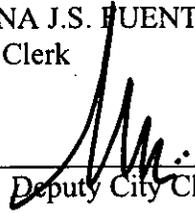
APPROVED: MARA W. ELLIOTT, City Attorney

By   
Adam R. Wander  
Deputy City Attorney

ARW:sc  
02/14/2023  
Or.Dept: Engineering & Capital Projects  
CC No.: N/A  
Doc. No.: 3220039  
Companion to: R-2023-391

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of FEB 28 2023

DIANA J.S. FUENTES  
City Clerk

By   
Deputy City Clerk

Approved: 3/9/23  
(date)

  
TODD GLORIA, Mayor

Vetoed: \_\_\_\_\_  
(date)

\_\_\_\_\_  
TODD GLORIA, Mayor

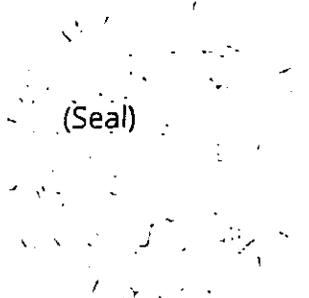
Passed by the Council of The City of San Diego on FEB 28 2023, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Monica Montgomery Steppe	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 10 2023.

**(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)**

AUTHENTICATED BY:



(Seal)

TODD GLORIA  
Mayor of The City of San Diego, California.

DIANA I.S. FUENTES  
Interim City Clerk of The City of San Diego, California.

By [Signature], Deputy

Office of the City Clerk, San Diego, California  
  
314610  
Resolution Number R-\_\_\_\_\_